

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONONDAGA

MICHAEL FARRUGGIO, as Executor of the Estate of
THERESA FARRUGGIO, and SUSAN KARPEN,
individually and on behalf of all others similarly
situated,

Plaintiffs,

v.

918 JAMES RECEIVER, LLC; RIVER MEADOWS,
LLC; JAMES SQUARE NURSING HOME, INC.;
CLINTON SQUARE OPERATIONS, LLC; LIBERTY
SENIOR HOLDINGS, LLC; EXCELERATE
HEALTHCARE SERVICES, LLC; JUDY KUSHNER;
ABRAHAM GUTNICKI; ELIEZER FRIEDMAN; and
DOES 1-25,

Defendants.

Index No. 003831/2017

**NOTICE OF
PLAINTIFFS' UNOPPOSED
MOTION FOR PRELIMINARY
APPROVAL OF CLASS
ACTION SETTLEMENT**

PLEASE TAKE NOTICE that upon the annexed affirmation of Jeremiah Frei-Pearson sworn to on October 1, 2020, and all the exhibits thereto, the annexed memorandum of law, and upon all the pleadings and prior proceedings heretofore had herein, the undersigned will move this Court at the Supreme Court of the State of New York, County of Onondaga, located at 401 Montgomery St., Syracuse, NY 13202, on October 29, 2020 at 10:00 a.m., or at some other date and time determined by the Court to be most convenient, pursuant to CPLR 904 for an order granting Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement.

PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR 2214(b), all answering papers must be served at least seven (7) days before the return date hereof.

Dated: October 1, 2020
White Plains, New York

**FINKELSTEIN, BLANKINSHIP,
FREI-PEARSON & GARBER, LLP**

By: /s/Jeremiah Frei-Pearson

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